RULES OF TENNESSEE BOARD OF DENTISTRY

CHAPTER 0460-3 RULES GOVERNING PRACTICE OF DENTAL HYGIENISTS

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0460-3-.01 LICENSURE PROCESS. To practice as a dental hygienist in Tennessee a person must possess a lawfully issued license from the Board. The process for obtaining a license is as follows:

- (1) An applicant shall obtain a Board application form from the Board Administrative Office, respond truthfully and completely to every question or request for information contained in the form and submit it along with all documentation and fees required by the form and this rule to the Board Administrative Office. It is the intent of this rule that all activities necessary to accomplish the filing of the required documentation be completed prior to filing a licensure application and that all documentation be filed simultaneously at least sixty (60) days prior to the next scheduled Board meeting.
- (2) An applicant shall cause to be submitted directly, from a dental hygiene school, college or university approved or provisionally approved by the Commission on Dental Accreditation of the American Dental Association, to the Board Administrative Office, a certificate of graduation containing the institutions Official Seal and which shows the following:
 - (a) The applicant's transcript; and
 - (b) The degree and diploma conferred, or a letter from the dean of the educational institution attesting to the applicant's eligibility for the degree and diploma if the last term of dental hygiene school has not been completed at the time of application. However, no license shall be issued until official notification is received in the Board Administrative Office that the degree and diploma have been conferred.
- (3) An applicant shall submit:
 - (a) proof of having attained at least eighteen (18) years of age; and
 - (b) a signed "passport" style photograph taken within the preceding twelve (12) months.
- (4) An applicant shall submit evidence of good moral character. Such evidence shall include at least two (2) letters attesting to the applicant's character from dental professionals on the signator's letterhead.
- (5) An applicant shall submit proof of United States or Canadian citizenship or evidence of being legally entitled to live in the United States. Such evidence may include copies of birth certificates, naturalization papers, or current visa status.
- (6) An applicant shall submit the licensure application fee and state regulatory fee as provided in rules 0460-1-.02 (2).

(Rule 0460-3-.01, continued)

- (7) An applicant shall cause to be submitted a certificate of successful completion of the examinations for licensure as governed by rule 0460-3-.05.
- (8) An applicant shall disclose the circumstances surrounding any of the following:
 - (a) Conviction of any criminal law violation of any country, state, or municipality, except minor traffic violations.
 - (b) The denial of licensure application by any other State or the discipline of licensure in any state.
 - (c) Any other civil suit judgment or civil suit settlement in which the applicant was a party defendant including, without limitation, actions involving malpractice, breach of contract, antitrust activity or any other civil action remedy recognized under any country's or state's statutory, common, or case law.
 - (d) Failure of any dental or dental hygiene licensure examination.
- (9) Failure to make application for licensure within ninety (90) days after a person has successfully completed all requirements for licensure may result in denial of any subsequently filed application unless good cause is shown for failure to do so.
- (10) An applicant shall submit evidence of current training in cardiopulmonary resuscitation issued by a Board approved training organization.
- (11) If an applicant has ever held a license to practice in any other state or Canada, the applicant shall submit or cause to be submitted the equivalent of a Tennessee Certificate of Endorsement from each such licensing board which indicates the applicant either holds a current active license and whether it is in good standing, or held a license which is currently inactive and whether it was in good standing at the time it became inactive.
- (12) Application reviews and licensure decisions required by this rule shall be governed by rule 0460-1-.04.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-5-105(3), 63-5-105(4), 63-5-105(7), 63-5-107, 63-5-107(a), 63-5-107(c), 63-5-111, 63-5-111(a), 63-5-111(b)(2), and 63-5-114. Administrative History: Original rule certified June 7, 1974. Repeal and new rule filed December 11, 1991; effective January 25, 1992. Amendment filed May 15, 1996; effective September 27, 1996. Amendment filed February 9, 2000; effective April 24, 2000. Amendment filed April 10, 2001; effective June 24, 2001.

0460-3-.02 CRITERIA APPROVAL LICENSURE PROCESS (**RECIPROCITY**). Dental hygienists who are licensed in other states may obtain a license to practice in Tennessee by the following process:

- (1) An applicant shall obtain a Board application form from the Board's Administrative Office, respond truthfully and completely to every question or request for information contained in the form and submit it along with all documentation and fees required by the form and this rule to the Board's Administrative Office. It is the intent of this rule that all activities necessary to accomplish the filing of the required documentation be completed prior to filing a licensure application.
- (2) An applicant shall cause to be submitted directly, from a dental hygiene school, college or university approved or provisionally approved by the Commission on Dental Accreditation of the American Dental Association, to the Board Administrative Office, a certificate of graduation containing the institutions official seal and which shows the following:

(Rule 0460-3-.02, continued)

- (a) The applicant's transcript; and
- (b) The degree and diploma conferred.
- (3) An applicant shall cause to be submitted directly from the American Dental Association, to the Board Administrative Office, proof of successful completion of the National Board examination if the person graduated from a dental hygiene college, school or university after 1972.
- (4) An applicant shall submit:
 - (a) proof of having attained at least eighteen (18) years of age; and
 - (b) a signed "passport" style photograph taken within the preceding twelve (12) months.
- (5) An applicant shall submit evidence of good moral character. Such evidence shall include at least two (2) letters attesting to the applicant's character, standing and ability from dentists on the signator's letterhead.
- (6) An applicant shall submit proof of United States or Canadian citizenship or evidence of being legally entitled to live in the United States. Such evidence may include copies of birth certificates, naturalization papers, or current visa status.
- (7) An applicant shall submit the licensure application fee and state regulatory fee as provided in rules 0460-1-.02 (2). Also, if licensure is granted, the new licensee must submit the criteria approval licensure fee provided in Rule 0460-1-.02 (2) before a license will be issued.
- (8) An applicant shall disclose the circumstances surrounding any of the following:
 - (a) Conviction of any criminal law violation of any country, state, or municipality, except minor traffic violations.
 - (b) The denial of licensure application by any other state or the discipline of licensure in any state.
 - (c) Any other civil suit judgment or civil suit settlement in which the applicant was a party defendant including, without limitation, actions involving malpractice, breach of contract, antitrust activity or any other civil action remedy recognized under any country's or state's statutory, common, or case law.
 - (d) Failure of any dental or dental hygiene licensure examination.
- (9) An applicant shall submit evidence of current training in cardiopulmonary resuscitation issued by a Board approved training organization.
- (10) The applicant shall submit or cause to be submitted the equivalent of a Tennessee Certificate of Endorsement from each licensing board of each State in which licensure is or was ever held which indicates the applicant either holds a current active license and whether it is in good standing, or held a license which is currently inactive and whether it was in good standing at the time it became inactive. An applicant must possess an active, current license which is in good standing in at least one other state.
- (11) An applicant must submit a personal or professional resume on a form provided by the Board.

(Rule 0460-3-.02, continued)

- (12) An applicant must submit evidence satisfactory to the Board of all the following:
 - (a) Physical and mental fitness to practice.
 - (b) Active, full-time, licensed practice of dental hygiene in a private office setting, or in post-graduate dental hygiene study or in service as a dental hygiene faculty member for three (3) of the five (5) years immediately preceding application. Temporary absences from employment during the three (3) year period may under individual circumstances not be considered as a disqualifying factor at the discretion of the Board.
 - (c) If requested, ability to provide patient care on a continuing basis.
- (13) An applicant must never have failed the S.R.T.A. examination or the examination of the Board to be eligible for licensure under the criteria approval process.
- (14) Application review and licensure decisions required by this rule shall be governed by Rule 0460-1-.04.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-5-105, 63-5-107, 63-5-111, 63-5-114, and 63-5-124. Administrative History: Original rule certified June 7, 1974. Repeal and new rule filed December 11, 1991; effective January 25, 1992. Amendment filed June 29, 1994; effective September 12, 1994. Amendment filed December 5, 1994; effective February 18, 1995. Amendment filed May 15, 1996; effective September 27, 1996. Amendment filed February 9, 2000; effective April 24, 2000. Amendment filed April 10, 2001; effective June 24, 2001. Amendment filed April 10, 2002; effective June 24, 2002.

0460-3-.03 EDUCATIONAL LICENSURE PROCESS. A dental hygienist licensed in another state may obtain a license to practice in Tennessee under the auspices of a dental or dental hygiene educational institution. This type of license limits only practice location and not services allowed to be performed. The practice location for dental hygienists who have this type of licensure is limited to programs offered by the educational institution and does not authorize practice outside the institution. The process for obtaining a limited educational license is as follows:

- (1) An applicant shall obtain a Board application form from the Board Administrative Office, respond truthfully and completely to every question or request for information contained in the form and submit it along with all documentation and fees required by the form and this rule to the Board Administrative Office. It is the intent of this rule that all activities necessary to accomplish the filing of the required documentation be completed prior to filing a licensure application and that all documentation be filed simultaneously.
- (2) An applicant shall request that a transcript from a dental hygiene school, college or university be sent directly from the institution to the Board Administrative Office. The transcript must show that the degree was conferred and carry the Official Seal of the institution.
- (3) An applicant shall submit:
 - (a) proof of having attained at least eighteen (18) years of age; and
 - (b) a signed "passport" style photograph taken within the preceding twelve (12) months.
- (4) An applicant shall submit evidence of good moral character and competence. Such evidence shall include at least two (2) letters attesting to the applicant's character and ability from licensed dentists on the signator's letterhead.

(Rule 0460-3-.03, continued)

- (5) An applicant shall submit proof of United States or Canadian citizenship or evidence of being legally entitled to live in the United States. Such evidence may include copies of birth certificates, naturalization papers, or current visa status.
- (6) An applicant shall submit the licensure application fee and state regulatory fees as provided in rules 0460-1-.02 (2). Also, if licensure is granted, the new licensee must submit the educational licensure fee provided in Rule 0460-1-.02 (2) before a license will be issued.
- (7) An applicant shall submit evidence of current training in cardiopulmonary resuscitation issued by a Board approved training organization.
- (8) An applicant shall disclose the circumstances surrounding any of the following:
 - (a) Conviction of any criminal law violation of any country, state, or municipality, except minor traffic violations.
 - (b) The denial of licensure application by any other state or the discipline of licensure in any state.
 - (c) Any other civil suit judgment or civil suit settlement in which the applicant was a party defendant including, without limitation, actions involving malpractice, breach of contract, antitrust activity or any other civil action remedy recognized under any country's or state's statutory, common, or case law.
 - (d) Failure of any professional licensure examination.
- (9) An applicant shall submit or cause to be submitted the equivalent of Tennessee Certificate of Endorsement from the licensing board(s) of every state in which the applicant has ever been licensed which indicates the applicant either holds a current active license and whether it is in good standing, or held a license which is currently inactive and whether it was in good standing at the time it became inactive. An applicant must possess an active license in good standing in at least one (1) state. That license must have been active for at least one (1) year prior to application.
- (10) The dean or director of the dental or dental hygiene educational institution at which the applicant is to be employed shall submit on behalf of the applicant the following:
 - (a) A letter of recommend for educational licensure; and
 - (b) a copy of the contract employing the applicant in a faculty position at the institution.
- (11) The dean or director of the educational institution shall immediately notify the Board in writing of the termination of any licensee's employment and the reasons therefore delivered to the Board Administrative Office. Such notification terminates the licensee's authority to practice in Tennessee.
- (12) Any person holding an educational license is subject to all disciplinary provisions of the Tennessee Dental Practice Act.
- (13) Application review and licensure decisions shall be required by this rule governed by rule 0460-1-.04.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-5-105, 63-5-107, 63-5-110, 63-5-111, 63-5-114, and 63-5-124. Administrative History: Original rule certified June 7, 1974. Repeal and new rule filed December 11, 1991; effective January 25, 1992. Amendment filed March 20, 1996; effective June 3, 1996. Amendment filed May 15, 1996; effective September 27, 1996. Amendment filed February 9, 2000; effective April 24, 2000. Amendment filed April 10, 2001; effective June 24, 2001. Amendment filed April 10, 2002; effective June 24, 2002.

0460-3-.04 LICENSURE EXEMPTION PROCESS. Any person who, pursuant to *T.C.A.* §63-5-109, may be eligible to practice in Tennessee without a Tennessee license or with a Board issued exemption from licensure may practice or secure an exemption upon compliance with any of the following which apply to the person's circumstances:

- (1) Dentists licensed in Tennessee who intend to call into Tennessee, a dental hygienist licensed in another state for consultative or operative purposes, must obtain prior or advance approval by submitting an letter of request to the Board Administrative Office. In emergency situations, telephone requests for prior approval may be utilized.
- (2) The director of any special project not affiliated with a state supported institution or public health agency who intends to employ dental hygienists licensed in other states must obtain approval of the special project by submitting a letter of request to the Board Administrative Office which sets forth all particulars of the special projects. Dental hygienists employed in the approved special projects may practice only until the next SERTA examination or their licensure by criteria approval whichever comes first. However, dental hygienists employed in such projects who are under the sponsorship of a dentist licensed in Tennessee and are under the auspices of a local dentist licensed in Tennessee and are under the auspices of a local dental society may only be employed for a period of six (6) months pursuant to this type exemption.
- (3) The director or owner of any agency other than a licensed hospital which intends to employ graduates of dental hygiene schools when such individuals are not licensed in any state must obtain approval of the agency by submitting a written request for approval to the Board Administrative Office which sets forth particulars of the agency and justification for employing such individuals.
- (4) The director of any research or development project employing personnel who will be performing dental hygiene procedures must obtain approval of the project by submitting a written request for approval to the Board Administrative Office which sets forth the particulars of the project and contains evidence that the project is under the auspices and direction of a recognized educational institution or the Tennessee Department of Health.
- (5) The Dean of the dental hygienist teaching institution which intends to employ or utilize unlicensed graduates of dental hygiene schools, college or universities as clinical instructors must submit a written application for exemption to the Board Administrative Office which contains the following:
 - (a) The duties to be performed by the graduates; and
 - (b) The method of supervision imposed by the institution over the graduates, and
 - (c) A list of all graduates requiring exemption; and
 - (d) The student clinical instructor exemption fee as provided in rule 0460-1-.02 (2) for each graduate requiring exemption.
- (6) Exemptions granted pursuant to paragraph (5) of this rule shall be effective only until the next scheduled applicable examination of the Board and shall not be extended.
- (7) Application review and decisions required by this rule shall be governed by rules 0460-1-.03 and 0460-1-.04.

(Rule 0460-3-.04, continued)

Authority: T.C.A. §§4-5-202, 63-5-105, and 63-5-109. Administrative History: Original rule certified June 7, 1974. Repeal and new rule filed December 11, 1991; effective January 25, 1992. Amendment filed May 15, 1996; effective September 27, 1996.

0460-3-.05 EXAMINATION. Where successful completion of an examination is required by the rules governing the type of licensure applied for, those examinations are governed by this rule:

- (1) The Board adopts the following as its licensure examinations and requires their successful completion, where required by the rules governing the licensure process, as a prerequisite for licensure:
 - (a) The SRTA examination; and
 - (b) The National Board if the person graduated from a dental hygiene college, school or university after 1972; and
 - (c) The Board's jurisprudence examination.
- (2) Admission to, application for and the fees required to sit for the SRTA and National Boards' examinations are governed by and must be submitted to the testing agency.
- (3) Passing scores on the SRTA and National Boards' examinations are determined by the testing agency. Such passing scores as certified to the Board are adopted by the Board as constituting successful completion of those examinations.
- (4) Applicants must supply or furnish their own patients, instruments and materials as required by the testing agency.
- (5) Applicants who fail to successfully complete any of the examinations may apply for reexamination.
- (6) Oral examination may be required pursuant to rule 0460-1-.04.
- (7) The Board adopts as its own, the determination made by SRTA and the National Boards for the length of time that a passing score on their respective examinations will be effective for purposes of measuring competency and fitness for dental hygiene licensure.
- (8) Applicants for licensure who have failed either the National Board or the Southern Regional Testing Agency (SRTA) examination three (3) times must successfully complete a remedial course of post-graduate studies at a school accredited by the American Dental Association before consideration for licensure by the Board. The applicant shall cause the program director of the post-graduate program to provide written documentation of the content of such course and certify successful completion.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-5-105, 63-5-111, and 63-5-114. Administrative History: Original rule certified June 7, 1974. Repeal and new rule filed December 11, 1991; effective January 25, 1992. Amendment filed May 15, 1996; effective September 27, 1996. Amendment filed August 28, 2001; effective November 11, 2001. Amendment filed April 10, 2002; effective June 24, 2002.

0460-3-.06 NITROUS OXIDE CERTIFICATION. Unless a dental hygienist has received certification from the Board to specifically administer nitrous oxide, a dental hygienist may not administer nitrous oxide to patients but may monitor nitrous oxide sedation (as defined in rule 0460-2-.07) upon becoming certified pursuant to the following process:

(Rule 0460-3-.06, continued)

- (1) A hygienist must apply for and successfully complete a Board approved educational course in monitoring nitrous oxide; and
- (2) A hygienist must cause to be submitted directly from the educational course sponsor to the Board Administrative Office a certification of successful completion of the course. If the course was completed during the educational process for obtaining licensure, a separate certification is not necessary.
- (3) Upon notification from the Board that certification has been approved, a hygienist may monitor nitrous oxide sedation for patients of the employer dentist in accordance with the definition of monitoring nitrous oxide and while being physically present in the operatory with the patient at all times.
- (4) Unless more than one patient receiving nitrous oxide is in an operatory, a certified hygienist may not monitor nitrous oxide for more than one patient at a time.
- (5) Application review and decisions required by this rule shall be governed by rule 0460-1-.04.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-5-105, 63-5-108, and 63-5-115. Administrative History: Original rule certified June 7, 1974. Repeal and new rule filed December 11, 1991; effective January 25, 1992. Amendment filed May 15, 1996; effective September 27, 1996. Amendment filed February 18, 2003; effective May 4, 2003.

0460-3-.07 LICENSURE RENEWAL. All licensed dental hygienists must renew their licenses to be able to legally continue in practice. Licensure renewal is governed by the following:

- (1) Renewal application
 - (a) The due date for licensure renewal is the last day of the month in which a licensee's birthday falls pursuant to the Division of Health Related Boards "birthdate renewal system" contained on the renewal certificate as the expiration date.
 - (b) Methods of Renewal
 - 1. Internet Renewals Individuals may apply for renewal and pay the necessary fees via the Internet. The application to renew can be accessed at:

www.tennesseeanytime.org

- 2. Paper Renewals For individuals who have not renewed their license online via the Internet, a renewal application form will be mailed to each individual licensed by the Board to the last address provided to the Board. Failure to receive such notification does not relieve the licensee from the responsibility of meeting all requirements for renewal.
- (c) A license issued pursuant to these rules is renewable by the expiration date. To be eligible for renewal an individual must submit to the Division of Health Related Boards on or before the expiration date the following:
 - 1. A completed renewal application form.
 - 2. The renewal and state regulatory fees as provided in Rule 0460-1-.02.

(Rule 0460-3-.07, continued)

- 3. If licensed pursuant to rule 0460-3-.03, a letter of request accompanied by a letter of recommendation from the dean or director of the educational institution.
- (d) Licensees who fail to comply with the renewal rules or notification received by them concerning failure to timely renew shall have their licenses processed pursuant to rule 1200-10-1-.10.
- (2) Reinstatement of an Expired License Reinstatement of a license that has expired may be accomplished upon meeting the following conditions:
 - (a) Payment of all past due renewal fees, state regulatory fees and the reinstatement fee as established in rule 0460-1-.02; and
 - (b) Provide documentation of successfully completing continuing education requirements for every year the license was expired, pursuant to Rule 0460-1-.05; and
 - (c) Any licensee who fails to renew licensure prior to the expiration of the second (2nd) year after which renewal is due may be required to meet other conditions as the Board may deem necessary to protect the public.
- (3) Anyone submitting a renewal form, reinstatement/reactivation application, or letter which is found to be untrue may be subject to disciplinary action as provided in T.C.A. § 63-5-124.
- (4) Renewal issuance decisions pursuant to this rule may be made administratively, upon review by the Board.
- (5) Application review and decisions required by this rule shall be governed by rule 0460-1-.04.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-1-107, 63-1-108, 63-5-105, 63-5-105(7), 63-5-107, 63-5-117, 63-5-124, and 63-5-129. Administrative History: Original rule filed December 11, 1991; effective January 25, 1992. Amendment filed December 5, 1994; effective February 18, 1995. Amendment filed February 12, 1996; effective April 27, 1996. Amendment filed April 10, 2001; effective June 24, 2001. Amendment filed August 21, 2002; effective November 4, 2002.

0460-3-.08 LICENSURE RETIREMENT AND REACTIVATION.

- (1) Licensees who wish to retain their licenses but not actively practice may avoid compliance with the licensure renewal process, continuing education and CPR requirements by doing the following:
 - (a) Obtain from, complete and submit to the Board Administrative Office an affidavit of retirement form.
 - (b) Submit any documentation which may be required by the form to the Board Administrative Office.
- (2) Any licensee whose license has been retired may reenter active practice by doing the following:
 - (a) Submit a written request for licensure reactivation to the Board Administrative Office; and
 - (b) Pay the licensure renewal fee and state regulatory fee as provided in rule 0460-1-.02(2). If retirement was pursuant to rule 0460-3-.07(5) and reactivation was requested prior to the expiration of one (1) year from the date of retirement, the Board may require payment of the

(Rule 0460-3-.08, continued)

- late renewal fee and past due licensure renewal and state regulatory fees as provided in rule 0460-1-.02(2).
- (c) If requested, after review by the Board or a designated Board member or the Board consultant, appear before the Board, a Board member or the Board consultant for an interview regarding continued competence in the event of licensure retirement in excess of two (2) years.
- (d) Comply with the continuing education provisions of rule 0460-1-.05(6) applicable to reactivation of retired licenses.
- (3) Application review and decisions required by this rule shall be governed by rule 0460-1-.04.

Authority: T.C.A. §§4-5-202, 4-5-204, 63-5-105, 63-5-107, 63-5-117, and 63-5-129. Administrative History: Original rule filed December 11, 1991; effective January 25, 1992. Amendment filed March 20, 1996; effective June 3, 1996. Amendment filed August 21, 2002; effective November 4, 2002.

- **0460-3-.09 SCOPE OF PRACTICE.** Dental Hygienists may only practice under the employment and direct supervision of a licensed dentist. The scope of practice for dental hygienists is limited to procedures not requiring professional skill or judgment which are assigned or delegated to the dental hygienist by the employer dentist.
 - (1) Delegable or Assignable Procedures In addition to those duties which do not require invasive procedures which are commonly recognizable by the dental profession as not requiring any dental related education for safe performance, a dental hygienist may only perform the following delegable duties:
 - (a) The removal of all hard and soft deposits and stains from the human teeth to the depth of the gingival sulcus, polishing natural and restored surfaces of teeth, performing clinical examination of teeth and surrounding tissues for diagnosis by the dentist, and performing other such procedures as may be delegated by the dentist consistent with the provisions of *T.C.A.* Chapter 5, Title 63.
 - (b) The applications of sealants.
 - (c) The exposure of radiographs of the mouth, gums, jaws, teeth or any portion thereof for dental diagnosis.
 - (d) The application of topical fluorides including iontofluoresis.
 - (e) The instruction of patient in dietary principles.
 - (f) The recording of a patient's pulse, temperature, and medical history.
 - (g) The serving as chairside assistant.
 - (h) The placement of matrices for restoration.
 - (i) The removal of cement from restoration and bands.
 - (j) The removal of sutures.
 - (k) The placement and removal of temporary restorations.

(Rule 0460-3-.09, continued)

- (l) The placement and removal of rubber dam.
- (m) The removal of socket dressing.
- (n) The removal of periodontal dressings.
- (o) The taking of dental plaque smear.
- (p) The taking of impressions for study casts and opposing models.
- (q) The holding of impression material after placement in the patient's mouth by the dentist. The dentist must insert and remove impression material.
- (r) The removal of ligature wires.
- (s) The selection and prefitting or orthodontic bands.
- (t) The placement of amalgam in prepared cavities for condensation by the dentist.
- (u) Blood pressure screening.
- (v) The procedures of root planning and subgingival curretage.
- (w) Sulcular irrigation with antimicrobial agents only when prescribed by the employer/supervising dentist.
- (x) Application of desenitizing agents.
- (2) Dental hygienists may perform delegable procedures for patients of record of their employer dentist who reside in nursing homes pursuant to the following protocol:
 - (a) A letter from the employer dentist must be entered in both the dentist's and the nursing home's patient records which includes all of the following:
 - 1. Patient's name;
 - 2. Facility name;
 - 3. Procedures to be performed including the frequency of services if on a regular basis and unchanged;
 - 4. Family or patient consent if possible;
 - 5. Patient's physician's consent;
 - 6. Consent of facility supportive staff to aid hygienist if needed.
 - 7. Consent of facility for registered nurse or physician to be available upon code.
 - (b) If any major variation of this protocol is required, approval of the Board must be obtained pursuant to rule 0460-1-.03(4)(b)3.(vi).

(Rule 0460-3-.09, continued)

- (3) Registered dental assistants who have received approved training in performance of some of the duties delegable to dental hygienists may, pursuant to and in compliance with chapter 0460-4 of these rules, be assigned or delegated those duties.
- (4) Dental hygienists who perform procedures not delegable pursuant to this rule or procedures specifically prohibited by *T.C.A.* §63-5-108 or who perform procedures without the direct supervision of a dentist, or monitor nitrous oxide without certification or in violation of the rule governing that procedure, may be subject to disciplinary action pursuant to *T.C.A.* §63-5-116(b).

Authority: T.C.A. §\$4-5-202, 63-5-105, 63-5-108, 63-5-115, and 63-5-116. **Administrative History:** Original rule filed December 11, 1991; effective January 25, 1992. Amendment filed May 15, 1996; effective September 27, 1996.